

**Probate Committee  
Judicial Conference of Indiana**

September 7, 2007  
Minutes

1. Members present. The following members of the Committee participated in the conference call: David Bolk, Larry Bradley, Barbara Harcourt, Phillip Houk, Robert McCallen, Thomas Milligan, and Kevin Barton, Chair.
2. Staff present. Michelle C. Goodman provided the Committee with staff assistance.
3. Approval of minutes. The Committee approved the minutes from the July 2007 meeting.
4. Maximum Fee Guidelines. The Committee reviewed the information submitted by Mag. Bradley on the case law on probate fees. The Committee is still waiting for the summary of local probate fees and requested the information be distributed when it is completed. The Committee also requested that staff determine how to receive input from attorneys on any proposals. Judge Milligan will continue to work on the fee proposal once the local rule information is available and will include the information provided by Mag. Bradley in the commentary.
5. Innovations in Probate. Judge Barton provided the Committee with an overview of his draft outline of the concerns with the baby boomer population in the probate area. The Committee discussed the information presented and suggested additional issues relating to enforcement of fiduciary duties of guardians. They also extensively discussed issues relating to elder abuse. The Committee requested to review laws in other states on elder abuse and adult guardian programs (i.e. Illinois, Michigan). The Committee was asked to review Judge Barton's materials and provide him with comments and feedback before the next meeting. This document will be used to aid the Committee in developing a more concrete proposal on innovations.
6. Report from State Bar Section. Judge Barton provided the Committee with the minutes from the July section meeting for review and consideration.
7. Other business. The Committee asked if any information was posted regarding the Probate Code Study Commission. As of the time of the meeting, no meeting dates were scheduled for this Commission.
8. Next Meeting. The next meeting was rescheduled to November 30, 2007 at 1:30 p.m. at IJC.

Respectfully submitted,

Michelle C. Goodman